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UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK
Case No. 08-13555 (JMP)

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In the Matter of:

LEHMAN BROTHERS HOLDINGS INC., et al.,

Debtors.

- - - - -x

U.S. Bankruptcy Court
One Bowling Green
New York, New York

October 5, 2011
10:06 AM

B E F O R E:
HON. JAMES M. PECK
U.S. BANKRUPTCY JUDGE

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HEARING re Debtors' One Hundred Seventy-Ninth Omnibus Objection
to Claims (No liability Derivatives Claims) [ECF No. 19378]

HEARING re Debtors' One Hundred Eightieth Omnibus Objection to
Claims (Invalid Blocking Number LPS Claims) [ECF No. 19396]

HEARING re Debtors' One Hundred Eighty-First Omnibus Objection
to Claims (Duplicative LPS Claims) [ECF No. 19397]

HEARING re Debtors' One Hundred Thirty-Sixth Omnibus Objection
to Claims (Misclassified Claims) [ECF No. 16867]

HEARING re Debtors' One Hundred Seventy-Third Omnibus Objection
to Claims (No Liability Employee Claims) [ECF No. 19399]

HEARING re Debtors' One Hundred Seventy-Fourth Omnibus
Objection to Claims (To Reclassify Proofs of Claim as Equity
Interests) [ECF No. 19390]

HEARING re: Debtors' One Hundred Seventy-Fifth Omnibus
Objection to Claims (No Liability Pension Claims) [ECF No.
19391]

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HEARING re: Debtors' One Hundred Seventy-Sixth Omnibus
Objection to Claims (To Reclassify Proofs of Claim as Equity
Interests) [ECF No. 19392]

HEARING re: Debtors' One Hundred Seventy-Seventh Omnibus
Objection to Claims (No Liability Non-Debtor Employee Claims)
[ECF No. 19393]

HEARING re: Debtors' One Hundred Seventy-Eighth Omnibus
Objection to Claims (Misclassified Claims) [ECF No. 19377]

HEARING re: Debtors' One Hundred Eighty-Third Omnibus
Objection to Claims (No Liability CMBS Claims) [ECF No. 18407]

HEARING re: Debtors' One Hundred Sixty-Seventh Omnibus
Objection to Claims (Valued Derivative Claims) [ECF No. 12533]

HEARING re: Debtors' One Hundred Thirty-Seventh Omnibus
Objection to Claims (Valued Derivative Claims) [ECF No. 16860]

HEARING re: Debtors' One Hundred Fifty-Fifth Omnibus Objection
to Claims (Valued Derivative Claims) [ECF No. 17468]

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HEARING re: Debtors' One Hundred Eighty-Second Omnibus
Objection to Claims (Valued Derivative Claims) [ECF No. 19398]

HEARING re: Debtors' Eighteenth Omnibus Objection to Claims
(Amended and Superseded Claims and Duplicative Claims) [ECF No.
9656]

HEARING re: Debtors' One Hundred Sixtieth Omnibus Objection to
Claims (Settled Derivatives Claims) [ECF No. 18444]

HEARING re: Debtors' One Hundred Sixty-Fifth Omnibus Objection
to Claims (Inconsistent Debtor Claims) [ECF No. 19381]

HEARING re: Debtors' One Hundred Sixty-Sixth Omnibus Objection
to Claims (No Supporting Documentation Claims) [ECF No. 19383]

HEARING re: Debtors' One Hundred Sixty-Seventh Omnibus
Objection to Claims (Settled Derivative Claims) [ECF No. 19384]

HEARING re: Debtors' One Hundred Sixty-Eighth Omnibus Objection
to Claims (Settled Derivative Claims) [ECF No. 19386]

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HEARING re: Debtors' One Hundred Sixty-Ninth Omnibus Objection
to Claims (To Reclassify Proofs of Claim as Equity Interests)
[ECF No. 19387]

HEARING re: Debtors' One Hundred Seventieth Omnibus Objection
to Claims (No Blocking Number LPS Claims) [ECF No. 19388]

HEARING re: Debtors' One Hundred Seventy-First Omnibus
Objection to Claims (Duplicative of Indenture Trustee Claims)
[ECF No. 19400]

HEARING re: Debtors' One Hundred Seventy-Second Omnibus
Objection to Claims (Amended and Superseded Claims) [ECF No.
19401]

Transcribed By: Aliza Chodoff

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P R O C E E D I N G S

THE COURT: Be seated, please. Good morning.

MR. BERNSTEIN: Good morning, Your Honor. Mark Bernstein from Weil Gotshal on behalf of Lehman Brothers Holdings, Inc. and its affiliated Chapter 11 debtors.

We're here this morning for a claims hearing, and we have before you an entirely uncontested agenda this morning.

THE COURT: Fine.

MR. BERNSTEIN: Unless Your Honor has any questions, we can just take the agenda in order and just jump right in.

THE COURT: Just as a preliminary administrative matter, in the future, just for purposes of our preparing for the claims agenda, as it comes up on a periodic basis, chambers would greatly appreciate more timely notice from Weil Gotshal regarding the status of these matters, and the updated agenda didn't arrive yesterday until after two o'clock in the afternoon. And in the future, we would like more timely notice as to what's going on.

MR. BERNSTEIN: Sure. Happy to provide that.

THE COURT: And I would suggest that as a model, you follow the very effective job that is done in managing the omnibus docket. We would expect at least that from the claims docket.

MR. BERNSTEIN: We will do so going forward.

THE COURT: Okay. Thank you.

1 MR. BERNSTEIN: Okay. The first item on the agenda is
2 the 179th omnibus objection to claims. This objection seeks to
3 disallow claims filed based on derivative contracts. The
4 debtors have reviewed these derivative contracts, and
5 determined that the amounts -- that no amounts are owed by the
6 debtors on these contracts, or in fact, amounts may be owed to
7 the debtors. Any responses that the debtors have been
8 received, have been adjourned, and this is going forward on an
9 uncontested basis, and we respectfully request Your Honor grant
10 the one hundred ninety-seventh omnibus objection.

11 THE COURT: That objection is granted on an
12 uncontested basis.

13 MR. BERNSTEIN: Thank you.

14 The next item is the one hundred eighteenth (sic)
15 omnibus objection. This is a carryover item from a prior
16 hearing. There are two -- for two claims, the objection
17 deadline was extended. Those parties have not responded and
18 this is going forward on an uncontested basis to those claims
19 as well.

20 THE COURT: The one hundred eightieth --

21 MR. BERNSTEIN: We respectfully request Your Honor
22 grant that.

23 THE COURT: The one hundred eightieth omnibus
24 objection to claims is granted on an uncontested basis.

25 MR. BERNSTEIN: Thank you.

1 The next item is the one hundred eighty-first omnibus
2 objection. This relates to claims filed based on Lehman
3 program securities that are duplicative of other claims on the
4 docket, either because both the beneficial holder and their
5 bank or broker filed the claim, or because the beneficial
6 holder filed two claims.

7 As these claims are duplicative, only one claim is
8 entitled to recovery. This item is also going forward on an
9 uncontested basis today. Any responses received have been
10 adjourned, and we respectfully request Your Honor grant the one
11 hundred eighty-first omnibus objection.

12 THE COURT: The one hundred eighty-first omnibus
13 objection to claims is granted on an uncontested basis.

14 MR. BERNSTEIN: Thank you.

15 The next item is the one hundred thirty-sixth omnibus
16 objection. This is also a carryover item. This relates to two
17 claims, for which the debtors have worked on some slightly
18 revised language to the prior order, with two claimants,
19 subject to the inclusion of that language in the order, those
20 claimants do no longer contest this objection, and are willing
21 to allow this to go forward on an uncontested basis.

22 The language just makes clear that the objection has
23 no effect on the validity of these claims, other than whether
24 or not -- other than their classification. I have a blackline
25 if Your Honor would like to see the order. I can hand it up to

1 you.

2 THE CORUT: I'll take a look at that.

3 MR. BERNSTEIN: May I approach?

4 THE COURT: Yes.

5 MR. BERNSTEIN: The blackline also reflects that the
6 debtors are withdrawing the objection, with respect to two
7 claims as well.

8 THE COURT: The order references Exhibit A and --
9 Exhibit A to the one hundred thirty-sixth omnibus objection and
10 Exhibit 1 annexed to the order, but I don't see Exhibit 1
11 annexed to the order.

12 MR. BERNSTEIN: Give me one second. I have them
13 attached to a clean copy.

14 THE COURT: Okay. It's granted in accordance with the
15 order that you've presented to me.

16 MR. BERNSTEIN: Thank you.

17 The next item is the one hundred seventy-third omnibus
18 objection. This relates to claims that were filed by former
19 employees of the Lehman enterprise based on deferred
20 compensation plans.

21 The debtors have reviewed these deferred compensation
22 plans, and determined that there is no liability for LBHI or
23 any of the other debtors in these cases, but rather their
24 obligations of LBI or some other non-debtors, which makes sense
25 in this case, being that most of the employees were actually

1 employees of LBI, and not of any of the debtors.

2 The debtors did receive certain responses. We've
3 adjourned those to another day, and we're going forward on an
4 uncontested basis today, and respectfully request Your Honor
5 grant the one hundred and seventy-third omnibus objection.

6 THE COURT: The one hundred seventy-third omnibus
7 objection to claims is granted on an uncontested basis.

8 MR. BERNSTEIN: Thank you, Your Honor.

9 The next item is the one hundred seventy-fourth
10 omnibus objection. This objection seeks to reclassify as
11 equity certain claims that were filed based on holdings of LBHI
12 common stock, preferred stock, or the reduction value of such
13 stock by such holders.

14 These claims are properly classified equity and not
15 claims, and therefore, the debtors are seeking to reclassify
16 them pursuant to this objection. We did receive one response,
17 we have adjourned that to another day, but we are going forward
18 on an uncontested for all other claims on this objection, and
19 respectfully request Your Honor grant the one hundred seventy-
20 fourth omnibus objection.

21 THE COURT: The one hundred seventy-fourth omnibus
22 objection to claims is granted on an uncontested basis.

23 MR. BERNSTEIN: Thank you, Your Honor.

24 The next item is the one hundred seventy-fifth omnibus
25 objection. This relates to claims filed by former employees

1 based on their rights to receive certain payments under pension
2 plans that Lehman had sponsored prior to the commencement of
3 these cases.

4 Pursuant to a settlement between Lehman, LBHI, and the
5 PGBC approved by this Court earlier in this case, the pension
6 plan was terminated, and the PGBC assumes full responsibility
7 for payments thereunder. And LBHI was only liable to the PGBC
8 pursuant to that settlement agreement.

9 There was one response that has been adjourned, but
10 otherwise, this is going forward on an uncontested basis.
11 These parties are not entitled at this point pursuant to that
12 agreement to recover from LBHI. Therefore, we request Your
13 Honor request the one hundred and seventy-fifth omnibus
14 objection.

15 THE COURT: The one hundred and seventy-fifth omnibus
16 objection to claims is granted on an uncontested basis.

17 MR. BERNSTEIN: Thank you, Your Honor.

18 The next item is the one hundred seventy-sixth omnibus
19 objection. This relates to claims filed by former employees
20 based on restricted stock units, or similar equity awards that
21 they received from Lehman.

22 These equity awards entitle these holders to exchange
23 these units for common stock in LBHI at some point in the
24 future, and therefore, properly classified as equity claims or
25 equity interest in LBHI.

1 Your Honor, any responses we received have been
2 adjourned, and we're going forward on an uncontested basis, and
3 we respectfully request Your Honor grant the one hundred
4 seventy-sixth omnibus objection.

5 THE COURT: The one hundred seventy-sixth omnibus
6 objection to claims is granted on an uncontested basis.

7 MR. BERNSTEIN: Thank you, Your Honor.

8 The one hundred seventy-seventh omnibus objection
9 relates to various types of compensation related claims filed
10 by former employees of a Lehman enterprise, including claims
11 based on commissions, wages, bonuses, unpaid vacation days, and
12 similar claims.

13 For this, the debtors have reviewed their records and
14 determined that these employees were not employees of any of
15 the debtors, and they don't have any records of these parties
16 having any claim against LBHI, or LBHI being liable for these
17 payments.

18 We've just received one response, and we've adjourned
19 that, and we're going forward on an uncontested basis with
20 respect to all other, and respectfully request Your Honor grant
21 the one hundred seventy-seventh omnibus objection to claims.

22 THE COURT: The one hundred seventy-seventh omnibus
23 objection to claims is granted on an uncontested basis.

24 MR. BERNSTEIN: Thank you, Your Honor.

25 The next item is the one hundred seventy-eighth

1 omnibus objection. These relate to claims that were filed for
2 the reduction in value of the 401K accounts of various former
3 Lehman employees, which include stocks and bonds that are not
4 issued by these debtors, or not related to these cases, and the
5 debtors are not liable for any diminution in value of those
6 accounts.

7 As a result, the debtors have objected to these
8 claims, seeking to disallow them, and respectfully request Your
9 Honor grant the one hundred seventy-eighth omnibus objection to
10 claims.

11 THE COURT: The one hundred seventy-eighth omnibus
12 objection to claims is granted on an uncontested basis.

13 MR. BERNSTEIN: Thank you, Your Honor.

14 The one hundred eighty-third omnibus objection to
15 claims relates to claims filed by holders of commercial
16 mortgage-backed securities. The issuers of these securities
17 are special purpose vehicles formed to hold commercial mortgage
18 loans and issue these securities.

19 The debtors did not guarantee the payments on these
20 bonds, and are not liable for the obligations on these bonds.
21 As a result, the debtors have filed its objection and seek to
22 disallow these claims, and respectfully requests Your Honor
23 grant the one hundred eighty-third omnibus objection to claims.

24 THE COURT: The one hundred eighty-third omnibus
25 objection to claims is granted, with the exception of those

1 claims listed on Exhibit 13.

2 MR. BERNSTEIN: Yes, thank you, Your Honor.

3 At this point, I'll turn the podium over to my
4 colleague, Nadya Salcedo to handle the next portion of the
5 agenda.

6 THE COURT: All right.

7 MS. SALCEDO: Good morning, Your Honor. My name is
8 Nadya Salcedo here on behalf of the debtors. I will be
9 addressing uncontested agenda items 12 through 15. Each of
10 these omnibus objection items seek to reduce an allowed value
11 derivative claims on a nonconsensual basis. They are all going
12 forward today uncontested.

13 Going to agenda item number 12, the sixty-seventh
14 omnibus objection, this objection was filed in November of last
15 year, objecting to 128 claims. Debtors have resolved more than
16 half of these claims, and continue efforts to settle the rest.

17 Debtors have successfully settled six additional
18 claims from the sixty-seventh omnibus objection filed by the
19 counter parties, Owl Creek Overseas Fund, Owl Creek I and Owl
20 Creek II. Counsel for the Owl Creek entities has agreed that
21 debtors should proceed with these settled claims on an
22 uncontested basis at today's hearings.

23 We, therefore, respectfully request that Your Honor
24 grant the proposed seventh supplemental order reducing and
25 allowing the Owl Creek entities' claims to the modified

1 settlement amounts as set out in the proposed order.

2 THE COURT: As described, the settlements with Owl
3 Creek will be entered in accordance with the seventh order.

4 MS. SALCEDO: Thank you, Your Honor.

5 Your Honor, regarding the agenda item number 13, the
6 estate recently settled four claims on the one hundred thirty-
7 seventh omnibus objection with the counter parties, Stonehill
8 Institutional Partners and Stonehill Offshore Partners Limited.

9 The parties agreed that these matters would go forward
10 at today's hearing on an uncontested basis, and that these four
11 claims would be reduced and allowed to the settled amounts.

12 Unfortunately, the parties were unable to finalize the
13 termination agreement before this morning's hearing.

14 Therefore, the parties have agreed to further adjourn these
15 claims to the next claims hearing on October 27th, 2011.

16 There are no more claims going forward on the one
17 hundred thirty-seventh omnibus objection today, and as such the
18 debtors respectfully request this agenda item be adjourned.

19 THE COURT: It will be adjourned.

20 MS. SALCEDO: Thank you, Your Honor.

21 With respect to agenda item 14, the one hundred fifty-
22 fifth omnibus objection, debtors have settled two additional
23 claims pertaining to Eneco Energy Trade BV. Counsel for the
24 counter party has agreed the debtors should proceed today on an
25 uncontested basis.

1 We, therefore, respectfully request that Your Honor
2 grant the proposed second supplemental order, reducing and
3 allowing Eneco Energy's claim numbers 10 -- 109279 and 19280 to
4 their modified settled amount as set out in the proposed order.

5 THE COURT: A second supplemental order will be
6 entered with respect to the Eneco Energy Trade claim.

7 MS. SALCEDO: Thank you, Your Honor.

8 Turning now to the one hundred eighty-second omnibus
9 objection, the debtors are seeking to reduce, reclassify in
10 some instances and allow fourteen claims relating to nine
11 counter parties, all of which did not file a response to the
12 one hundred eighty-second omnibus objection.

13 There are eleven remaining claims named in the one
14 hundred second omnibus -- one hundred eighty-second, sorry,
15 omnibus objection which belonged to nine counter parties.
16 These counter parties either filed timely responses or were
17 granted extensions to the response deadline by the debtors.
18 Settlement discussions have begun with a number of these
19 counter parties.

20 Debtors respectfully request that this Court adjourn
21 the hearing as to these eleven counter parties to October 27th,
22 2011, so that debtors may try to resolve these claims with the
23 counter parties. We have a proposed order for both the
24 reductions and the adjournments for Your Honor and respectfully
25 request that Your Honor grant the debtors' one hundred eighty-

1 second omnibus objection, reducing, reclassifying in some
2 instances, and allowing the fourteen claims for which debtors
3 received no response, and adjourning the balance of the claims.

4 THE COURT: The one hundred eighty-second omnibus
5 objection to claims will be treated in the manner in which
6 you've just described.

7 MS. SALCEDO: Thank you, Your Honor.

8 If there are no questions, I will turn the podium to
9 my colleague, Erin Eckols.

10 THE COURT: Fine.

11 MS. ECKOLS: Good morning, Your Honor, Erin Eckols
12 here on behalf of the debtors.

13 I will be covering agenda items 16 through 25. Taking
14 up agenda item 16 first, this is a carryover item from the
15 eighteenth omnibus objection, that sought to disallow and
16 expunge individual noteholder claims as being duplicative of
17 claims filed by Wilmington Trust or Bank of New York Mellon as
18 indenture trustee.

19 Today we are proceeding as to two claims, claim 1481
20 filed by Howard Terry and claim 1482 filed by the Terry
21 Foundation. I'll refer to these two claims collectively as the
22 Terry claims and these claimants, the Terry claimants.

23 The Terry claimants filed a response that has been
24 resolved via stipulation, and Your Honor, if I may approach, I
25 have a copy of that stipulation for your review.

1 THE COURT: Yes, you may approach.

2 MS. ECKOLS: Thank you.

3 THE COURT: Thank you.

4 MS. ECKOLS: There was no dispute between the parties,
5 that the Terry claims and the Wilmington Trust claim 10082 were
6 seeking to recover on the same notes. The Terry claimants'
7 concern was that the Terry claims would be disallowed and
8 expunged, and subsequently that the Wilmington Trust claim
9 would be disallowed and expunged, and then the Terry claimants
10 would be left with no claim.

11 The stipulation addresses this concern by providing
12 that if the Wilmington Trust claim is disallowed and expunged
13 without the consent of the indenture trustee then the Terry
14 claims will be reinstated.

15 Your Honor, having resolved the Terry claimants'
16 response to the eighteenth omnibus objection, the debtors
17 respectfully request that the Court approve the parties'
18 stipulation.

19 THE COURT: I will approve the parties' stipulation.

20 MS. ECKOLS: Thank you, Your Honor.

21 Moving to agenda item 17, this is the debtors' one
22 hundred sixtieth omnibus objection. Your Honor, this is a
23 carryover item from the one hundred sixtieth omni that was
24 heard at the August 25th claims' hearing.

25 The one hundred sixtieth omni seeks to reduce and

1 allow certain derivative claims that have been settled between
2 the debtors and the relevant counter party. Today we are
3 proceeding as to claim 17563 submitted by Caja de Ahorros y
4 Pensiones of Barcelona and are seeking to reduce it to the
5 dollar value agreed upon by the parties.

6 The debtors confirm that Caja de Ahorros y Pensiones
7 of Barcelona does not oppose the requested relief, and
8 accordingly the debtors respectfully request that the Court
9 grant the one hundred sixtieth omnibus objection as to claim
10 17563.

11 THE COURT: It's objected (sic) as to claim 17563, and
12 I will not attempt to pronounce the name of the claimant.

13 MS. ECKOLS: I'm pretty sure I mangled it a little
14 bit.

15 THE COURT: I think you mangled it, yes, you did.

16 MS. ECKOLS: Moving to agenda item 18, that is the
17 debtors' one hundred sixty-fifth omnibus objection. This seeks
18 to modify claims to clarify that Lehman Brothers Holding, Inc.
19 is the debtor against which the claims are being asserted.

20 The claims subject to the one hundred sixty-fifth omni
21 failed to appropriately identify the debtor entity against
22 which the claim is being asserted. For example, some of the
23 claims were submitted with debtor names and case numbers that
24 do not match. Others appear to be guarantee claims against
25 LBHI for alleged obligations of a non-debtor entity, but the

1 claimant wrote in the name of the non-debtor entity on the
2 claim form.

3 This objection merely seeks to remedy these
4 inconsistencies and have the claims docketed as asserted
5 against LBHI, which appears to be the debtor that the claimant
6 intended to file against.

7 The debtors did not receive any responses to the one
8 hundred sixty-fifth omnibus objection, and respectfully request
9 that the Court grant said objection.

10 THE COURT: That objection is granted.

11 MS. ECKOLS: Thank you, Your Honor.

12 Moving to agenda item 19, the debtors' one hundred
13 sixty-sixth omnibus objection to claims, this omni seeks to
14 disallow and expunge claims that violate this Court's bar date
15 order, as they were submitted without the required supporting
16 documentation.

17 The debtors did not receive any responses, and
18 respectfully request that the Court grant the one hundred
19 sixty-sixth omnibus objection.

20 THE COURT: The one hundred sixty-sixth omnibus
21 objection is granted.

22 MS. ECKOLS: Moving to agenda item 20, the debtors'
23 one hundred sixty-seventh omnibus objection, it seeks the
24 modification of allowance of claims for which the parties have
25 reached an agreement with respect to the claim amount

1 classification and/or debtor entity that is not reflected on
2 the claimant's proof of claim.

3 The omnibus objection is seeking to modify those
4 claims to conform to the parties' agreement. The debtors are
5 proceeding on an uncontested basis as to all claims on the
6 objection, and respectfully request that the Court grant the
7 one hundred sixty-seventh omnibus objection.

8 THE COURT: The one hundred sixty-seventh omnibus
9 objection to claims is granted.

10 MS. ECKOLS: Moving to agenda item 21, this is the
11 debtors' one hundred sixty-eighth omnibus objection to claims.
12 It seeks the disallowance and expungement of derivative claims
13 that have been settled between the parties, such that the
14 debtors have no liability for those claims.

15 The omnibus objection is seeking to expunge those
16 derivative claims to effectuate the parties' agreement. The
17 debtors did not receive any responses to the objection, and are
18 moving on an uncontested basis as to all the claims on said
19 objection.

20 Accordingly, the debtors respectfully request that the
21 Court grant the debtors' one hundred sixty-eighth omnibus
22 objection.

23 THE COURT: The one hundred sixty-eighth omnibus
24 objection to claims is granted.

25 MS. ECKOLS: Moving to agenda item 22, which is the

1 debtors' one hundred sixty-ninth omnibus objection to claims,
2 it seeks to reclassify its equity interest proofs of claim that
3 are based on the ownership of stock and the debtors, and/or the
4 loss of value of that stock. A stock is an equity security
5 under the Bankruptcy Code, the holders of the stock claims are
6 equity security holders with interest, but not claims against
7 the debtors.

8 Counsel for two of the claimants on this objection
9 reached out to the debtors, and requested a change to the
10 language of the proposed order. And, Your Honor, if I may
11 approach, I have a blackline copy showing the revised language.

12 THE COURT: Yes, you may approach. Thank you.

13 MS. ECKOLS: And, Your Honor, that blackline also
14 references the addition of an Exhibit 2, and if you would like
15 a clean copy with the exhibit, I can --

16 THE COURT: Please.

17 MS. ECKOLS: Okay. Thank you. May I approach?

18 THE COURT: Yes.

19 MS. ECKOLS: Counsel's clients hold both preferred and
20 common stock in the debtors, and accordingly counsel requested
21 that the order specify that holders of preferred stock maintain
22 their respective priority over the holders of common stock.

23 After negotiation, the parties agreed upon the
24 language reflected in the blackline to clarify that the order
25 did not affect the relative priority of preferred stockholders,

1 as to common stockholders.

2 In addition to the requested language change, the
3 debtors did receive a request for an adjournment as to one
4 claim, which the debtors agreed to.

5 With the exception of the adjourned claim, the debtors
6 are proceeding uncontested today as to all other claims on the
7 objection, and respectfully request that the Court grant the
8 one hundred sixty-ninth omnibus objection.

9 THE COURT: The one hundred sixty-ninth omnibus
10 objection to claims is granted, with the observation that based
11 upon knowledge of my case, preserving the priority within the
12 equity of Lehman is a pointless exercise. But I recognize that
13 lawyers will be lawyers.

14 MS. ECKOLS: Thank you, Your Honor. Moving to --

15 THE COURT: There's absolutely no need to comment with
16 reference to what I just said.

17 MS. ECKOLS: I was just going to move along, sir.

18 THE COURT: Fine, moving along is probably a good
19 idea.

20 MS. ECKOLS: Moving to agenda item 23, the debtors'
21 one hundred seventieth omnibus objection to claim. It seeks to
22 disallow and expunge claims for Lehman program securities that
23 did not include the required blocking number.

24 As Your Honor is aware, the bar date order required
25 claimants seeking to recover from Lehman program securities, to

1 obtain a block number from the applicable clearing agency,
2 Euroclear or Clear Stream (ph).

3 The holders of the one hundred seventieth omnibus
4 objection have not provided the required blocking number. The
5 debtors have withdrawn the objection as to two claims, and are
6 proceeding uncontested as to the balance of the claims on the
7 objection.

8 Accordingly, the debtors respectfully request that the
9 Court grant the one hundred seventieth omnibus objection.

10 THE COURT: The one hundred seventieth omnibus
11 objection to claims is granted.

12 MS. ECKOLS: Thank you, Your Honor.

13 Taking up agenda item 24, this is the debtors' one
14 hundred seventy-first omnibus objection, it seeks to disallow
15 and expunge individual noteholder claims that are duplicative
16 of the claims filed by Wilmington Trust, Bank of New York
17 Melon, and/or U.S. Bank National Association as indenture
18 trustees for certain notes and debentures.

19 The debtors did not receive any responses to the
20 objection and respectfully request that the Court grant the
21 debtors' one hundred seventy-first omnibus objection.

22 THE COURT: The one hundred seventy-first omnibus
23 objection to claims is granted.

24 MS. ECKOLS: Moving to agenda item 25, which is the
25 debtors' one hundred seventy-second omnibus objection, it seeks

1 to disallow and expunge claims that were omitted and superseded
2 by subsequently filed claims. The debtors have withdrawn the
3 objection as to one claim, and are proceeding today as to all
4 other claims on the objection.

5 Accordingly, the debtors respectfully request that the
6 Court grant the debtors' one hundred seventy-second omnibus
7 objection.

8 THE COURT: The debtors' one hundred seventy-second
9 omnibus objection to claims is granted.

10 MS. ECKOLS: Thank you, Your Honor, and that concludes
11 today's agenda.

12 THE COURT: Very well, we're adjourned then. Thank
13 you.

14 (Whereupon these proceedings were concluded at 10:30 AM)
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I N D E X

R U L I N G S

DESCRIPTION	PAGE	LINE
Debtors' One Hundred Seventy-Ninth Omnibus Objection to Claims (No liability Derivatives Claims) [ECF No. 19378] - GRANTED	9	11
Debtors' One Hundred Eightieth Omnibus Objection to Claims (Invalid Blocking Number LPS Claims) [ECF No. 19396] - GRANTED	9	23
Debtors' One Hundred Eighty-First Omnibus Objection to Claims (Duplicative LPS Claims) [ECF No. 19397] - GRANTED	10	12
Debtors' One Hundred Thirty-Sixth Omnibus Objection to Claims (Misclassified Claims) [ECF No. 16867] - GRANTED	11	14

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Debtors' One Hundred Seventy-Third Omnibus

12

6

Objection to Claims (No Liability Employee

Claims) [ECF No. 19399] - GRANTED

Debtors' One Hundred Seventy-Fourth Omnibus

12

21

Objection to Claims (To Reclassify Proofs

of Claim as Equity Interests) [ECF No. 19390]

- GRANTED

Debtors' One Hundred Seventy-Fifth Omnibus

13

15

Objection to Claims (No Liability Pension

Claims) [ECF No. 19391] - GRANTED

Debtors' One Hundred Seventy-Sixth Omnibus

14

5

Objection to Claims (To Reclassify Proofs

of Claim as Equity Interests) [ECF No. 19392]

- GRANTED

I N D E X

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DESCRIPTION

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Debtors' One Hundred Seventy-Seventh Omnibus
Objection to Claims (No Liability Non-Debtor
Employee Claims) [ECF No. 19393] - GRANTED

14

22

Debtors' One Hundred Seventy-Eighth Omnibus
Objection to Claims (Misclassified Claims)
[ECF No. 19377] - GRANTED

15

11

Debtors' One Hundred Eighty-Third Omnibus
Objection to Claims (No Liability CMBS Claims)
[ECF No. 18407] - GRANTED WITH EXCEPTION

15

24

Debtors' One Hundred Sixty-Seventh Omnibus
Objection to Claims (Valued Derivative Claims)
[ECF No. 12533] - ALLOWED

17

2

Debtors' One Hundred Thirty-Seventh Omnibus
Objection to Claims (Valued Derivative Claims)
[ECF No. 16860] - ADJOURNED

17

19

I N D E X

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DESCRIPTION

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Debtors' One Hundred Fifty-Fifth Omnibus

18

6

Objection to Claims (Valued Derivative

Claims) [ECF No. 17468] - ALLOWED

Debtors' One Hundred Eighty-Second Omnibus

19

4

Objection to Claims (Valued Derivative

Claims) [ECF No. 19398] - ALLOWED

Debtors' Eighteenth Omnibus Objection

20

19

to Claims (Amended and Superseded

Claims and Duplicative Claims)

[ECF No. 9656] - APPROVED

Debtors' One Hundred Sixtieth Omnibus

21

11

Objection to Claims (Settled Derivatives

Claims) [ECF No. 18444] - GRANTED

Debtors' One Hundred Sixty-Fifth Omnibus

22

10

Objection to Claims (Inconsistent Debtor

Claims) [ECF No. 19381] - GRANTED

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Debtors' One Hundred Sixty-Sixth Omnibus	22	20
Objection to Claims (No Supporting		
Documentation Claims) [ECF No. 19383]		
- GRANTED		
Debtors' One Hundred Sixty-Seventh Omnibus	23	8
Objection to Claims (Settled Derivative Claims)		
[ECF No. 19384] - GRANTED		
Debtors' One Hundred Sixty-Eighth Omnibus	23	23
Objection to Claims (Settled Derivative Claims)		
[ECF No. 19386] - GRANTED		
Debtors' One Hundred Sixty-Ninth Omnibus	25	9
Objection to Claims (To Reclassify		
Proofs of Claim as Equity Interests)		
[ECF No. 19387] - GRANTED		

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Debtors' One Hundred Seventieth Omnibus

26

10

Objection to Claims (No Blocking Number

LPS Claims) [ECF No. 19388] - GRANTED

Debtors' One Hundred Seventy-First Omnibus

26

22

Objection to Claims (Duplicative of

Indenture Trustee Claims) [ECF No. 19400]

- GRANTED

Debtors' One Hundred Seventy-Second

27

8

Omnibus Objection to Claims

(Amended and Superseded Claims)

[ECF No. 19401]- GRANTED

C E R T I F I C A T I O N

I, Aliza Chodoff, certify that the foregoing transcript is a
true and accurate record of the proceedings.

Aliza Chodoff

Digitally signed by Aliza Chodoff
DN: cn=Aliza Chodoff,
o=Veritext, c=US
Date: 2011.10.21 15:24:46 -04'00'

ALIZA CHODOFF

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Date: October 21, 2011